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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

FILED
OCT 18 2005
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

FILED

OCT 18 2005

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE

UNITED STATES OF AMERICA,

Plaintiff,

v.

DANIEL ZUNIGA REYES and
DAVID LEON GARCIA,

Defendants.

No. CR 05-00342-RMW

**ORDER OF THE COURT EXCLUDING
TIME**

The above-captioned case came before the court on Monday, September 26, 2005 at 9:00 a.m. for status hearing. The defendants were personally present and were represented by counsel. Counsel for the United States was present. At the conclusion of the hearing, the court ruled as follows:

Upon request of the defendants and the government, the court hereby sets this case for a further status hearing before the Honorable Ronald M. Whyte to take place on Thursday, October 13, 2005 at 2:00 p.m.

ORDER CR 05-00342-RMW

DOCUMENT NO.	CSA's INITIALS
DISTRICT COURT CRIMINAL CASE PROCESSING	

Pursuant to Title 18, United States Code, Section 3161(h)(8), the court excludes the period of time from September 26, 2005 through and including October 13, 2005, from the computation of the period of time within which the trial must commence. The court FINDS that the ends of justice served by the delay outweigh the best interest of the public and the defendants in a speedy trial. The court bases this finding on the need of counsel for the defendants to continue to review voluminous discovery in this case that has been provided by the government at different intervals, to allow the parties to continue to pursue a disposition of this case, and to afford counsel the reasonable time necessary for effective preparation, within the meaning of 18 U.S.C. Section 3161(h)(8)(B)(iv).

IT IS SO ORDERED.

DATED: 10/12/05

Ronald M. Whyte

RONALD M. WHYTE
United States District Judge

Copies to be served on:

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